

# HOUSE BILL 1072

A2  
SB 840/12 – EHE

3lr0519

---

By: **Prince George's County Delegation**  
Introduced and read first time: February 8, 2013  
Assigned to: Economic Matters

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 8, 2013

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Alcoholic Beverages – City of Laurel – Sales by License Holders**

3 **PG 308–13**

4 FOR the purpose of ~~requiring the City Council of the City of Laurel to make a certain~~  
5 ~~determination regarding the granting of a license to sell alcoholic beverages in a~~  
6 ~~certain building located within a certain distance of~~ providing that, in the City  
7 of Laurel, a license may be granted to sell alcoholic beverages in any building  
8 regardless of its distance from a place of worship; making certain stylistic  
9 changes; and generally relating to the sale of alcoholic beverages in the City of  
10 Laurel.

11 BY repealing and reenacting, without amendments,  
12 Article 2B – Alcoholic Beverages  
13 Section 9–217(a)  
14 Annotated Code of Maryland  
15 (2011 Replacement Volume and 2012 Supplement)

16 BY repealing and reenacting, with amendments,  
17 Article 2B – Alcoholic Beverages  
18 Section 9–217(e)  
19 Annotated Code of Maryland  
20 (2011 Replacement Volume and 2012 Supplement)

---

### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article 2B – Alcoholic Beverages**

4 9–217.

5 (a) This section applies only in Prince George’s County.

6 (e) (1) (i) Except as provided in ~~item~~ **ITEMS** (ii) **AND (III)** of this  
7 paragraph ~~AND PARAGRAPH (7) OF THIS SUBSECTION~~, a license may not be granted  
8 to sell alcoholic beverages in any building located within 1,000 feet of a school  
9 building, or within 500 feet of a place of worship. The 1,000 feet, or the 500 feet, as the  
10 case may be, is to be measured from the front door or main entrance, whichever is  
11 nearest the street abutting the premises, of the proposed licensed establishment along  
12 the nearest usual pedestrian route to the door closest to the licensed premises which is  
13 used as an entrance or exit to any school, or to the main entrance of the place of  
14 worship.

15 (ii) In the part of the Gateway Arts and Entertainment District  
16 located in the City of Hyattsville, as designated by the Secretary of Business and  
17 Economic Development, the front door or main entrance of an establishment for which  
18 a Class D beer and wine license is issued may be used if the door or entrance is at  
19 least 350 feet from a place of worship.

20 **(III) IN THE CITY OF LAUREL, A LICENSE MAY BE GRANTED**  
21 **TO SELL ALCOHOLIC BEVERAGES IN ANY BUILDING REGARDLESS OF ITS**  
22 **DISTANCE FROM A PLACE OF WORSHIP.**

23 (2) This restriction does not apply in the case of a [church] **PLACE OF**  
24 **WORSHIP** if the governing body of the [church] **PLACE OF WORSHIP** concerned  
25 consents in writing to the granting of the license. The consent shall be filed with the  
26 application. The license of any person or persons or for the use of a corporation or  
27 unincorporated association issued for any building located within the requisite  
28 distance from a [church] **PLACE OF WORSHIP** or school building may be renewed or  
29 extended for the same building.

30 (3) This restriction does not apply to any transfer or assignment of a  
31 license located within the distance of 1,000 feet to another place of business within the  
32 specified distance [and/or] **OR** to an assignee of the license within the distance of the  
33 same [church] **PLACE OF WORSHIP** or school building.

34 (4) This does not apply to the issuance of a license for a place of  
35 business, not having an alcoholic beverage license, to which an alcoholic beverage  
36 license had been issued and was in force and effect on June 1, 1965, as to a license of  
37 the same class which was in force and effect as of that date, applied for in the place of

1 business nor to a renewal of a license of any establishment where, subsequent to the  
2 original granting of the license a school or church building was erected within 1,000  
3 feet.

4 (5) This subsection does not apply to any license issued under §  
5 6–201(r)(2), (4), (5), (15), (16), or (18) or § 7–101 of this article.

6 (6) This restriction does not apply in the case of a private kindergarten  
7 or nursery school.

8 ~~(7) (i) THIS PARAGRAPH APPLIES ONLY IN THE CITY OF~~  
9 ~~LAUREL.~~

10 ~~(ii) THE CITY COUNCIL OF THE CITY OF LAUREL SHALL~~  
11 ~~DETERMINE IF A LICENSE MAY BE ISSUED TO SELL ALCOHOLIC BEVERAGES IN A~~  
12 ~~BUILDING LOCATED WITHIN 500 FEET OF A PLACE OF WORSHIP.~~

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2013.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
Speaker of the House of Delegates.

\_\_\_\_\_  
President of the Senate.